



#5

PATENT
UTSB:620DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **DIRECTED EVOLUTION OF ENZYMES AND ANTIBODIES**, the Specification of which:

- ☐ is attached hereto.
☒ was filed on May 1, 1997 as Application Serial No. 08/847,063.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56, which become available between the filing date of the prior application and the national or PCT international filing date of this application:

08/447,402	May 23, 1995	Pending
(Serial No.)	(Filing Date)	(Status)
08/258,543	June 10, 1994	Pending
(Serial No.)	(Filing Date)	(Status)
Patent No. 5,348,867		Issued 9/20/94
(Serial No.)	(Filing Date)	(Status)

I hereby direct that all correspondence and telephone calls be addressed to Steven L. Highlander, Arnold, White & Durkee, P.O. Box 4433, Houston, Texas 77210, (512) 418-3000.

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name: Brent Iverson
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Inventor's Signature: Brent Iverson
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(First) (Initial) (Last)

Inventor's Signature: Gang Chen

Date: 7/30/97

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(First) (Initial) (Last)

Inventor's Signature: Mark Olsen

Date: 8/1/97

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Post Office Address:
(if different from residence address)

Inventor's Full Name: Patrick S. Daugherty
(First) (Initial) (Last)

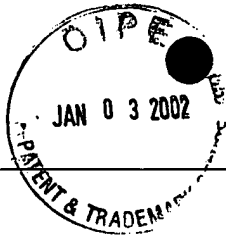
Inventor's Signature: [Signature]

Date: 7/30/97

Country of Citizenship: USA

Residence Address: 3309 Green #202
(include number, street name, city, state, and country) Austin, TX 78705

Post Office Address:
(if different from residence address)



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CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:

December 14, 2001

Date


Steven L. Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Brent Iverson, et al.

Serial No.: 09/813,444

Filed: March 20, 2001

For: DIRECTED EVOLUTION OF ENZYMES
AND ANTIBODIES

Group Art Unit: 1646

Examiner: Unknown

Atty. Dkt. No.: MXGN:005USC2/SLH

12/03/2003 YGIZAW	00000003	501212	09813444
01 FC:1201		252.00	DA

**CHANGE OF STATUS FROM SMALL
ENTITY TO LARGE ENTITY**Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

01/09/2002 SBUONG	00000065	501212	09813444
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01 FC:101		740.00	OP
02 FC:103		702.00	OP
03 FC:105		130.00	OP

01/09/2002 SBUONG	00000065	501212	09813444
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04 FC:128		1766.00	CH
		194.00	OP

Applicants hereby request a change of status from small entity to large entity for the above-identified application. This change is required because of the licensing of this application to a third party, and as a result of the licensee's clarification of its proper entity status. Small entity status was originally established in good faith, and the small entity fees for this application were paid in good faith. However, after a more thorough review of the entity status of the present licensee, it has subsequently been determined that small entity status may not apply and was therefore established in error. Applicants respectfully request that the error be excused and that entity status be corrected, pursuant to the provisions of 37 C.F.R. §1.28(c).

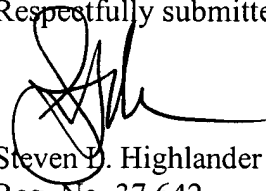
Applicants submit herewith a check for \$1766.00, which represents the deficiency occasioned by the payment of small entity rather than large entity fees during the prosecution of this case following the assignment to a large entity. The deficiency is based on the amount of fees in effect as of the date of this submission, pursuant to 37 C.F.R. §1.28(c).

Specifically, the check includes dollar amounts as follows for the following items:

Small Entity Amount Paid	Item/Date Submitted	Large Entity Fee	Deficiency Submitted Herewith
\$370.00	Basic Filing Fee Submitted November 14, 2001	\$740.00	\$370.00
\$351.00	Additional Claims Fee Submitted November 14, 2001	\$702.00	\$351.00
\$65.00	Late Filing Fee Submitted November 14, 2001	\$130.00	\$65.00
\$980.00	Extension of Time Fee (5 months) Submitted November 14, 2001	\$1960.00	\$980.00

If the Commissioner of Patents and Trademarks determines that any other fees or deficiencies are occasioned by this error in the entity status of the application, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No. 50-1212/10102539/SLH.

Respectfully submitted,



Steven D. Highlander
Reg. No. 37,642
Attorney for Applicants

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Date: December 14, 2001